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TO:**FROM:****Name:** Office of Publications**Name:** Thomas H. Martin, Esq.**Firm:** U.S. Patent & Trademark Office**Phone No.:** 703-679-9300**Fax No.:** 703-308-6672**No. of Pages (including this):** 6**Subject:** Request for New Certificate of Correction**Date:** January 3, 2003

U.S. Patent No. 6,428,542

Issued: August 6, 2002

Gary K. Michelson

SINGLE-LOCK ANTERIOR CERVICAL PLATE

Attorney Docket No.: 101.0056-02000

Customer No. 22882

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January 3, 2003

Office of Publications
Assistant Commissioner of Patents
Washington, D.C. 20231

VIA FACSIMILE

Re: Request for New Certificate of Correction
U.S. Patent No. 6,428,542
Issued: August 6, 2002
Gary K. Michelson
SINGLE-LOCK ANTERIOR CERVICAL PLATE
Attorney Docket No. 101.0056-02000
Customer No. 22882

APPROVED
JAN 24 2003
FOR THE DIRECTOR OF USPTO

Dear Sir or Madam:

We have received a Certificate of Correction sealed on November 19, 2002 (copy attached herewith) in response to our Request dated August 30, 2002. In reviewing the Certificate of Correction, we have found errors in the line numbering of various columns as follows:

Column 30, "Line 33" should read as --Line 35--;
Column 31, "Line 35" should read as --Line 31--;
Column 31, "Line 36" should read as --Line 32--;
Column 31, "Line 37" should read as --Line 33--;
Column 35, "Lines 40-44" should read as --Lines 41-45--;
Column 35, "Line 51" should read as --Line 52--;
Column 36, "Line 47" should read as --Line 49--;
Column 36, "Line 50" should read as --Line 52--;
Column 36, "Line 56" should read as --Line 58--;
Column 38, "Line 22" should read as --Line 21--; and
Column 38, "Line 47" should read as --Line 45--.

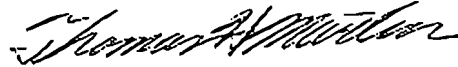
In view of the above, it is requested that a new Certificate of Correction be issued.

Office of Publications
January 3, 2003
Page 2

If you have any questions or require additional information, please contact us.

With best regards,

Sincerely,



Thomas H. Martin⁺
Registration No. 34,383

THM/slb
Enclosure

cc: Gary K. Michelson, M.D.
Amedeo F. Ferraro, Esq.

⁺ admitted only in DC and PA

UNITED STATES PATENT AND TRADEMARK OFFICE
CERTIFICATE OF CORRECTION

PATENT NO. : 6,428,542 B1
DATED : August 6, 2002
INVENTOR(S) : Michelson, Gary K.

Page 1 of 3

It is certified that error appears in the above-identified patent and that said Letters Patent is hereby corrected as shown below:

Column 30,

Line 33, change "2" to -- 1 --;

Column 31,

Line 35, change "includes" to -- is --; change "one of" to -- in part other than --; and change "morpho-" to -- . --;

Line 36, delete in its entirety;

Line 37, delete in its entirety;

Column 32,

Line 33, change "inital" to -- intial --;

Line 37, change "inital" to -- intial --;

Line 39, change "inital" to -- intial --.

Column 33,

Line 6, change "face fir" to -- ference fit --;

Line 13, delete in its entirety;

Line 14, delete in its entirety;

Line 15, delete "overlie the anterior aspect of the";

Line 27, change "33" to -- 53 --;

Lines 29-32, rewrite to read as follows:

-- The plate of claim 32, wherein said fusion promoting substance is at least in part other than bone. --;

Line 33, change "52" to -- 53 --;

Lines 37-41, rewrite to read as follows:

-- The plate of claim 32, further comprising bone screws for engaging said plate to the cervical spine, wherein at least a portion of one of said plate, said locking element, and said bone screws is a bioresorbable material. --;

Line 42, change "52" to -- 57 --;

Line 46, change "52" to -- 32 --;

Column 34,

Line 13, change "insereted" to -- inserted --;

Line 15, change "initial" to -- initial --;

Lines 21-22, rewrite to read as follows:

-- The plate of claim 64, further comprising at least one bone screw having a leading end for insertion into the cervical spine and a trailing end opposite said leading end, said trailing end including a surface generally transverse to a longitudinal axis of said screw, said locking portion contacting said generally transverse surface of said bone screw. --;

Line 23, change "64" to -- 80 --;

Line 27, change "52" to -- 64 --;

UNITED STATES PATENT AND TRADEMARK OFFICE
CERTIFICATE OF CORRECTION

PATENT NO. : 6,428,542 B1
DATED : August 6, 2002
INVENTOR(S) : Michelson, Gary K.

Page 2 of 3

It is certified that error appears in the above-identified patent and that said Letters Patent is hereby corrected as shown below:

Column 34 cont'd.

Line 36, change "vertebrel" (both occurrences) to -- vertebral --;

Lines 38-40, rewrite to read as follows:

-- The plate of claim 64, wherein said locking portion in the final position covers at least a portion of only one of said bone screw receiving holes. --;

Lines 41-46, rewrite to read as follows:

-- The plate of claim 64, wherein said lower surface of said plate has a concave curvature configured to conform to the anterior aspect of at least a portion of two cervical vertebral bodies. --;

Line 47, delete "system" and change "69" to -- 64 --;

Lines 61-63, rewrite to read as follows:

-- The plate of claim 64, wherein at least one end of said plate is configured to cooperatively engage a compression tool for movement of at least one vertebral body toward another vertebral body during installation of said plate. --;

Lines 64-65, rewrite to read as follows:

-- The plate of claim 64, wherein said locking portion has a low profile so as to not interfere with overlying tissues and adjacent vessels and neurological structure when said locking portion is in the final position. --;

Line 66, change "76" to -- 80 --.

Column 35.

Lines 1-6, rewrite to read as follows:

-- The plate of claim 64, wherein at least a portion of said lower surface is roughened to promote the growth of bone along said lower surface. --;

Lines 7-10, rewrite to read as follows:

-- The plate of claim 64, wherein at least one of said bone screw receiving holes is configured to form an interference fit with a properly dimensioned bone screw to be received therein. --;

Line 11, delete "system" and change "77" to -- 64 --;

Line 13, delete "system";

Line 27, change "ingtowth" to -- ingrowth --;

Lines 40-44, rewrite to read as follows:

-- cervical spine and a trailing end opposite said leading end, at least one of said bone screws including proximate said trailing end a contact surface area generally transverse to the central longitudinal axis of said bone screw; --;

Line 26, after ":", insert -- each of said bone screw receiving holes having a central longitudinal axis and being adapted to receive one of said bone screws to attach plate to the cervical spine --.

UNITED STATES PATENT AND TRADEMARK OFFICE
CERTIFICATE OF CORRECTION

PATENT NO. : 6,428,542 B1
DATED : August 6, 2002
INVENTOR(S) : Michelson, Gary K.

Page 3 of 3

It is certified that error appears in the above-identified patent and that said Letters Patent is hereby corrected as shown below:

Column 36,

Line 6, change "plate" to -- body --;
Line 14, change "pormoting" to -- promoting --;
Line 18, change "morphofe-" to -- morphoge --;
Line 25, change "67" to -- 87 --;
Line 47, change "section" to -- sectional --;
Line 50, after "area" insert -- at the maxium cross sectional dimension, said contact surface area --;
Line 56, after "cervical" insert -- vertebral bodies, each of said bone screw receiving holes having a central --;

Column 37,

Line 27, after "wherein" insert -- at least --;
Line 39, change "oppisite" to -- opposite --;

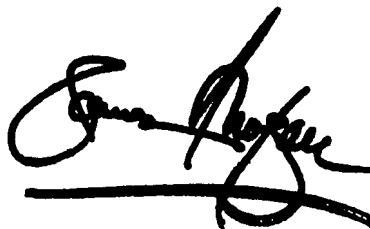
Column 38,

Line 22, change "og" to -- of --;
Line 47, change "122" to -- 112 --.

Signed and Sealed this

Nineteenth Day of November, 2002

Attest:

A handwritten signature in black ink, appearing to read "James E. Rogan", with a horizontal line drawn underneath it.

Attesting Officer

JAMES E. ROGAN
Director of the United States Patent and Trademark Office